

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 12TH SEPTEMBER 2007 / 21ST BHADRA 1929

WP(C).No. 27144 of 2007(F)

PETITIONER:

BAIJU, S/O.ANTHONY,
ALUKKAL HOUSE, THALORE, THRISSUR DISTRICT.

BY ADV. SMT.K.V.BHADRA KUMARI

RESPONDENTS:

1. ASSISTANT ENGINEER,
ELECTRICAL SECTION, OLLUR, K.S.E.B., OLLUR.
2. ASSISTANT ENGINEER,
ANTI POWER THEFT SQUAD,
KERALA STATE ELECTRICITY BOARD,
PALAKKAD.
3. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY,
PATTOM, THIRUVANANTHAPURAM.

BY ADV. SRI.P.P.THAJUDEEN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

.....
W.P.(C) No.27144 of 2007
.....

Dated this the 12th day of September, 2007.

JUDGMENT

The electricity supply to petitioner's bakery is disconnected on account of alleged theft of power. A penal bill is proposed on provisional basis which has to be finalised after hearing petitioner's objections. The petitioner has also right of appeal against the bill as finalised, if grievance subsists. However, having regard to the findings in the mahazar and the contentions of both parties, I dispose of the W.P. directing the first respondent to restore supply on petitioner remitting rupees seventy five thousand towards demand. The first respondent is directed to hear the objection against provisional bill and finalise it. I make it clear that the bill should be realistic and should be raised with reference to the connected load and possible consumption of the petitioner. The payment made will be adjusted towards amount due under the bill as finalised. If petitioner has grievance against the bill after finalisation, petitioner can file appeal before the appellate authority. Recovery of the balance amount will remain stayed till finalisation of the bill and thereafter recovery will be made for the actual

amount due under the bill from the petitioner. Supply will be restored after payment as above.

C.N.RAMACHANDRAN NAIR
Judge

pms